

# FISCAL NOTE

**Bill #:** HB0487

**Title:** Increase penalties for fishing and hunting violations

**Primary Sponsor:** Gallik, D

**Status:** As Introduced

Sponsor signature

Date

David Ewer, Budget Director

Date

## Fiscal Summary

	<b><u>FY 2006 Difference</u></b>	<b><u>FY 2007 Difference</u></b>
<b>Expenditures:</b>		
General Fund	\$0	\$0
<b>Revenue:</b>		
General Fund	\$88,522	\$88,522
<b>Net Impact on General Fund Balance:</b>	\$88,522	\$88,522

- |   |  |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact    | <input type="checkbox"/> Technical Concerns            |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached  | <input type="checkbox"/> Needs to be included in HB 2  |

## Fiscal Analysis

### ASSUMPTIONS:

#### **Department of Fish, Wildlife and Parks (FWP)**

1. In FY 2000 and FY 2001, FWP law enforcement issued an average of 4,311 citations for violations. Many of the violations resulted in restitution assessed under MCA 87-1-111 and 87-1-115 at an average of \$117,929 per year. Actual dollars received for restitution in a given year are much lower than the assessed restitution for that year due to payment plans allowed by the courts and a number of violators who do not pay ("failure to pay").
2. A two-year average of total restitution income for FWP is \$88,522. Per 87-1-114, MCA, FWP receives a maximum of \$60,000 in restitution per fiscal year, and the rest goes to the General Fund (\$88,522-\$60,000 = \$28,522). If fines are doubled, the amount the General Fund receives could be increased by \$88,522.
  - a. Restitution doubled =  $88,522 * 2 = \$177,044$
  - b. FWP amount - \$ 60,000
  - c. General Fund (GF) amount \$117,044
  - d. Current amount received by GF - \$ 28,522
  - e. New increase to GF \$ 88,522

**Fiscal Note Request HB0487, As Introduced**  
(continued)

FISCAL IMPACT:

	<u>FY 2006 Difference</u>	<u>FY 2007 Difference</u>
<u>Revenues:</u>		
General Fund (01)	\$88,522	\$88,522
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>		
General Fund (01)	\$88,522	\$88,522